

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Nov 01, 2022**

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

SEAN F. McAVOY, CLERK

UNITED STATES OF AMERICA,

Plaintiff,

v.

RYAN ALLEN STALLINGS,

Defendant.

No. 1:22-CR-02026-SAB-1

**PROTECTIVE ORDER  
REGARDING COMPUTER  
FORENSIC REVIEW  
PROCEDURES FOR CHILD  
PORNOGRAPHY  
CONTRABAND**

Before the Court is the parties' Stipulation Regarding Computer Forensic Review Procedures for Child Pornography Contraband, ECF No. 37. The parties stipulate and agree the Court should enter a Protective Order that will encompass computer forensic review procedures for child pornography contraband in the above-captioned case. Good cause exists to enter the requested Protected Order.

Accordingly, **IT IS HEREBY ORDERED:**

1. The parties' Stipulation Regarding Computer Forensic Review Procedures for Child Pornography Contraband, ECF No. 37, is accepted.

2. The Court enters the following Protective Order Regarding Computer Forensic Review Procedures for Child Pornography Contraband:

a. 18 U.S.C. § 3509(m) applies to this case, and the Court is required

**PROTECTIVE ORDER REGARDING COMPUTER FORENSIC  
REVIEW PROCEDURES FOR CHILD PORNOGRAPHY  
CONTRABAND ~ 1**

1 to deny defense requests to copy, photograph, duplicate, or  
2 otherwise reproduce material constituting child pornography if the  
3 government makes the material reasonably available to Defendant  
4 and provides an ample opportunity for the defense to examine it at  
5 a government facility. *See* 18 U.S.C. § 3509(m).

6 b. In order to comply with 18 U.S.C. § 3509(m), and to allow  
7 Defendant the greatest opportunity to prepare an effective defense  
8 in preparation for trial in this matter, the government will make  
9 available a true and accurate forensic copy of devices and media  
10 containing alleged child pornography contraband at issue in the  
11 above-referenced case. The government will make that forensic  
12 image reasonably available to Defendant and provide ample  
13 opportunity for the defense team to examine it at a government  
14 facility in Spokane, Washington. The parties may readdress the  
15 Court if there is a need for additional or after-hours access during  
16 the course of litigation in the event trial or motion hearings require  
17 additional forensic review.

18 c. The defense forensic examination will be conducted in an  
19 interview room monitored by closed-circuit television (“CC-TV”),  
20 without audio feed. While the TV with non-audio feed will ensure  
21 the integrity of FBI space and security of its occupants, the video  
22 feed is not of sufficient detail or at an angle that would reveal  
23 defense strategy. The government and its agents expressly agree  
24 that no attempt will be made to record any audio from the  
25 workstation and that no attempt will be made to observe the  
26 defense team’s work product or computer monitor screen at any  
27 time. The defense expert may review the feed to ensure that  
28 defense strategy is not being compromised at any time while

conducting the forensic review.

- d. The defense team<sup>1</sup> shall not make, nor permit to be made, any copies of the alleged child pornography contraband pursuant to this Protective Order and shall not remove any contraband images from the government facility. The defense expert will be allowed to copy any file that is not contraband and compile a report (without contraband images/videos) documenting the examination on removable media at the discretion of the defense expert.
- e. The designated defense expert and investigator will leave at the government facility any equipment, including hard drives, which contain child pornography contraband that is identified during forensic evaluation. The parties may readdress this matter with the Court upon notice that the defense intends to retain a different defense expert.
- f. For the purpose of trial, the United States agrees to make available a digital copy of any United States' trial exhibit that contains contraband, which will be kept in the custody and control of the case agent. Upon reasonable notice by the defense, the case agent will also maintain for trial digital copies of any proposed defense exhibit that contains contraband. If the defense team intends to offer, publish, or otherwise utilize any government or defense exhibit contained on the digital copy maintained by the case agent during trial, the case agent shall assist the defense team in publishing or utilizing the exhibit that contains contraband upon

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<sup>1</sup> For purposes of this Protective Order, the term "defense team" refers solely to Defendant's counsel of record ("defense counsel"), Defendant's designated expert ("defense expert"), and a defense investigator.

notification by the defense team.

**IT IS SO ORDERED.** The Clerk of Court is directed to enter this Order and forward copies to counsel.

**DATED** this 1st day of November 2022.



A handwritten signature in blue ink that reads "Stanley A. Bastian". The signature is fluid and cursive, with a horizontal line drawn underneath it.

Stanley A. Bastian  
Chief United States District Judge